

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**JULIO E. LOPEZ-MERIDA,**

**Defendant/Petitioner,**

**v.**

**No. 13-cv-0812 JAP/SMV  
08-cr-1841 JAP**

**UNITED STATES,**

**Plaintiff/Respondent.**

**ORDER ADOPTING MAGISTRATE JUDGE'S  
PROPOSED FINDINGS AND RECOMMENDED DISPOSITION**

THIS MATTER is before the Court on the Magistrate Judge's Proposed Findings and Recommended Disposition [CV Doc. 14; CR Doc. 186<sup>1</sup>] ("PF&RD"), issued on October 17, 2014. On reference by the undersigned, the Honorable Stephan M. Vidmar, United States Magistrate Judge, identified five claims in Defendant/Petitioner (hereinafter "Petitioner") Julio E. Lopez-Merida's Motion under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence by Person in Federal Custody [CV Doc. 1; CR Doc. 171] ("§ 2255 Motion"). PF&RD [CV Doc. 14; CR Doc. 186] at 4. Judge Vidmar found that all five claims were without merit. *See generally id.* at 7–16 (addressing the merits of all claims). Accordingly, Judge Vidmar recommended that the Court deny the claims raised in the § 2255 Motion and dismiss the case with prejudice. *Id.* at 16. Judge Vidmar further recommended that Petitioner's motion to supplement his reply [CV Doc. 12; CR Doc. 184] be granted. No party has filed objections to the PF&RD, and the time for objecting has passed.

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<sup>1</sup> References that begin with "CV" are to case number 13-cv-0812 JAP/SMV. References that begin with "CR" are to the underlying criminal case, 08-cr-1841 JAP.

**IT IS THEREFORE ORDERED, ADJDUGED, AND DECREED** that the Magistrate Judge's Proposed Findings and Recommended Disposition [CV Doc. 14; CR Doc. 186] are **ADOPTED**.

**IT IS FURTHER ORDERED** that Petitioner's motion to supplement his reply [CV Doc. 12; CR Doc. 184] is **GRANTED**.

**IT IS FURTHER ORDERED** that the Motion under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence by Person in Federal Custody [CV Doc. 1; CR Doc. 171] is **DENIED**, and the case **DISMISSED WITH PREJUDICE**.

**IT IS SO ORDERED.**

A handwritten signature in black ink, reading "James A. Parker". The signature is written in a cursive, flowing style. The first name "James" is written with a large, looped "J". The middle initial "A." is written in a smaller, simpler script. The last name "Parker" is written with a large, looped "P" and a trailing flourish.

**Senior United States District Judge**